



Norman H. Bangerter
Governor
Dee C. Hansen
Executive Director
Dianne R. Nielson, Ph.D.
Division Director

State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

Date: August 19, 1992

Number of Pages Including This Cover Sheet: 9

TO: Charles McCarmick
JTM Industries
1000 Cobb Place Ste 400 } ??
Kennesaw GA 30144-3686 }

Phone: (Fax) 404 499-9219

FROM: Jaelle Burns
Minerals Reclamation and Development Program

Phone: (801) 538-5340

FAX: (801) 359-3940

SUBJECT: Bond for Marblehead Quarry # 4473773 (M/OAS/003)
Bond for Marblehead mtn. # 5234052 (M/OAS/024)

REMARKS: I am not sure now which facility you
are selling to Chemstar so I am sending
copy of both bonds.
The Quarry bond # is 4473773 not 46173773.

Should you encounter any problems with this copy, or do not receive
all the pages, please call

MN9/61

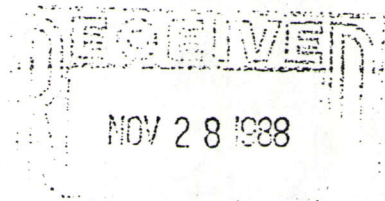


Marblehead Lime Company
A General Dynamics Company

390 East Joe Orr Road
Chicago Heights, Illinois 60411
312/757-6201

November 23, 1988

Mr. D. Wayne Hedberg
State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203



RE: MINE AND RECLAMATION PERMIT M/045/003

Dear Mr. Hedberg:

Attached please find the Surety Rider which reduces the amount of our current Surety Bond liability from \$119,257 to \$51,400, as per your letter of November 9, 1988.

Per our phone conversations of November 14 and November 23, 1988, this should now satisfy the Division's requirements in regard to the Surety Bond for our Mine and Reclamation Plan.

Please feel free to call if additional information is required.

Sincerely,

MARBLEHEAD LIME COMPANY

Philip N. Raines
Asst. to Vice President of Operations

PNR/bb
Attachment

cc: M. D. Henery (w/attach.)
E. J. Penman "
Elaine Platt
file



SURETY RIDER

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
FIRST NATIONAL INSURANCE COMPANY
OF AMERICA
HOME OFFICE: SAFECO PLAZA
SEATTLE, WASHINGTON 98185

To be attached to and form a part of

Bond No. ~~4476776~~

Type of
Bond:

LAND RECLAMATION BOND

dated
effective 08/23/1983
(MONTH-DAY-YEAR)

executed by UTAH MARBLEHEAD LIME COMPANY, (MATERIAL SERVICE CORP.) as Principal,
(PRINCIPAL)

and by SAFECO INSURANCE COMPANY OF AMERICA as Surety,
(SURETY)

in favor of STATE OF UTAH - DEPT. OF NATURAL RESOURCES.
(OBLIGEE)

in consideration of the mutual agreements herein contained the Principal and the Surety hereby consent to changing
THE AMOUNT OF BOND LIABILITY:

FROM \$119,257
TO \$51,400

ACREAGE FROM: 159 ACRES
TO 49 ACRES

Nothing herein contained shall vary, alter or extend any provision or condition of this bond except as herein expressly stated.
This rider

is effective 11/09/1988
(MONTH-DAY-YEAR)

Signed and Sealed 11/17/1988
(MONTH-DAY-YEAR)

UTAH MARBLEHEAD LIME COMPANY, (MATERIAL SERVICE CORP.)
(PRINCIPAL)

By: M. D. Henry President & Chief Executive Officer
(PRINCIPAL) (TITLE)

SAFECO INSURANCE COMPANY OF AMERICA

By: Rose Mary Fanizio
(ATTORNEY-IN-FACT) Rose Mary Fanizio



POWER
OF ATTORNEY

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE: SAFECO PLAZA
SEATTLE, WASHINGTON 98185

No. 4418

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

-----ROSE MARY FANIZIO-----

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 3rd day of November, 19 80.

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. — FIDELITY AND SURETY BONDS . . . the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business . . . On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Boh A. Dickey, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 17th day of November, 19 88.



POWER
OF ATTORNEY

SAFECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE: SAFECO PLAZA
SEATTLE, WASHINGTON 98185

No. 4418

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this 3rd day of November, 19 80.

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA:

SAFETY AND SURETY BONDS the President, any Vice President, the Secretary, and any

ACKNOWLEDGMENT BY SURETY

STATE OF ILLINOIS
County of COOK } ss

On this 17th day of November, 1988, before me personally appeared Rose Mary Fanizio, known to me to be the Attorney-in-Fact of SAFECO INSURANCE COMPANY OF AMERICA, GENERAL INSURANCE COMPANY OF AMERICA, FIRST NATIONAL INSURANCE COMPANY OF AMERICA or SAFECO NATIONAL INSURANCE COMPANY, the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written.

OFFICIAL SEAL
HELEN M. LASSITER
NOTARY PUBLIC, STATE OF ILLINOIS
COMMISSION EXPIRES 6/21/92

(Seal)

S-230 R4 6/78

Helen M. Lassiter
Notary Public in the State of IL
County of Cook

PRINTED IN U.S.A.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 17th day of November, 19 88.

m/045/024

MR FORM 5

(August 1985)
(Noncoal)

RECEIVED
DEC 14 1988

DIVISION OF
OIL, GAS & MINING

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

Bond Number ~~823/052~~
Permit Number ACT/045/003 024 DWH
11/30/89

THE MINED LANDS RECLAMATION ACT

BOND

The undersigned USPCI, INC. 2000 Classen Center, Oklahoma City OK. 73106
as principal, and Safeco Insurance Company of America as
surety, hereby jointly and severally bind ourselves, our heirs, administrators,
executors, successors and assigns unto the State of Utah, Division of Oil, Gas
and Mining in the penal sum of Two Hundred Sixty Nine Thousand and No/100
dollars (\$ 269,000.00).

The principal estimated in the Mining and Reclamation Plan filed with the
Division of Oil, Gas and Mining on the 30th day of June
19 77, that 159 acres of land will be disturbed
by this mining operation in the State of Utah. A description of the disturbed
land is attached hereto as Exhibit "A."

When the Division has determined that the principal has satisfactorily
reclaimed the above-mentioned lands affected by mining in accordance with the
approved Mining and Reclamation Plan and has faithfully performed all
requirements of the Mined Land Reclamation Act, and complied with the Rules
and Regulations adopted in accordance therewith, then this obligation shall be
void; otherwise it shall remain in full force and effect until the reclamation
is completed as outlined in the approved Mining and Reclamation Plan.

If the approved plan provides for reclamation of the land affected on a
piecemeal or cyclic basis, and the land is reclaimed in accordance with such
plan, then this bond may be reduced periodically.

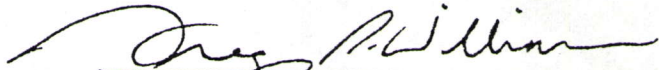
In the converse, if the plan provides for a gradual increase in the area
of the land affected or increased reclamation work, then this bond may
accordingly be increased with the written approval of the surety company.

The Division shall only accept the bond of a surety company if the bond is
noncancellable by the surety at any time for any reason including, but not
limited to nonpayment of premium or bankruptcy of the permittee during the
period of liability.

NOTE: Where one signs by virtue of Power of Attorney for a surety company, such Power of Attorney must be filed with this bond. If the principal is a corporation, the bond shall be executed by its duly authorized officer.

Dated this 12th day of December, 19 88.

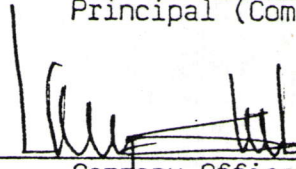
State of Utah
Board of Oil, Gas and Mining



Gregory P. Williams, Chairman (1/26/89)

USPCI, Inc.

Principal (Company)

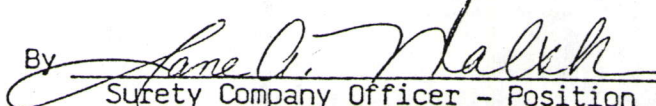
By 

Company Officer - Position
Larry Shelton, Executive V.P.

Date: December 12, 1988

Safeco Insurance Company of America

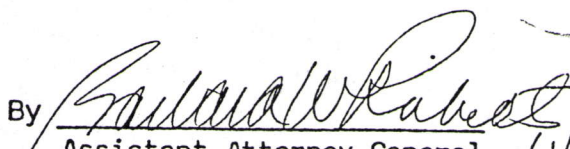
Surety (Company)

By 

Surety Company Officer - Position
Jane A. Walsh, Attorney-in-fact

DATE: _____

APPROVED AS TO FORM:

By 

Assistant Attorney General (1/4/89)

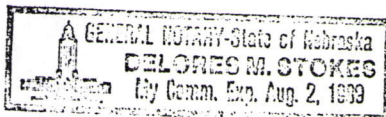
AFFIDAVIT OF QUALIFICATION

Jane A. Walsh, being first duly sworn, on oath deposes and says that he/she is the (officer or agent) Attorney-in-fact of said Surety Company, and that he/she is duly authorized to execute and deliver the foregoing obligations; that said Surety Company is authorized to execute the same and has complied in all respects with the laws of Utah in reference to becoming sole surety upon bonds, undertakings and obligations.

(Signed)

Jane A. Walsh
Surety Company Officer - Position
Jane A. Walsh, Attorney-in-fact

Subscribed and sworn to before me this 12th day of December, 1988.



Delores M. Stokes
Notary Public

My Commission Expires:

August 2, 1989.



POWER
OF ATTORNEY

FECO INSURANCE COMPANY OF AMERICA
GENERAL INSURANCE COMPANY OF AMERICA
HOME OFFICE: SAFECO PLAZA
SEATTLE, WASHINGTON 98185

No. 784

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

-----HARRY A. KOCH, JR.; DOUGLAS G. DURBIN; D. M. STOKES; HARRY D. KOCH;
PEGGY SAPIENZA; JANE A. WALSH, Omaha, Nebraska-----

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 11th day of April, 1986

CERTIFICATE

RECEIVED
DEC 14 1988
DIVISION OF
OIL GAS & MINING

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA
and of GENERAL INSURANCE COMPANY OF AMERICA:

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this 12th day of December, 19 88



Boh A. Dickey
BOH A. DICKEY, SECRETARY